

10/511902
 Rec'd PCT/PTO 20 OCT 2004

PATENT
 DOCKET NO. KJ7043272001

COMBINED DECLARATION AND POWER OF ATTORNEY FOR UTILITY PATENT APPLICATION

AS A BELOW-NAMED INVENTOR, I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole [joint] inventor[s] of the subject matter which is claimed and for which a patent is sought on the invention entitled: AN INJECTION MADE FROM IXERIS SONCHIFOLIA HANCE FOR TREATMENT OF CARDIO-CEREBRAL VASCULAR DISEASES AND FUNDUS DISEASES AND METHOD OF PRODUCING THEREOF, the specification of which is attached hereto unless the following box is checked:

☒ is attached hereto.

AND

☒ was filed on 04/21/03 as PCT International Application No. PCT/CN03/00290 and was amended on _____ (if applicable).

I HEREBY STATE THAT I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application No(s)	Country	Date of Filing (month/day/year)	Priority Claimed?	Certified Copy Attached?
02109532.9	CHINA	April 23, 2002	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

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I hereby claim benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date

I hereby claim the benefit under 35 U.S.C. 120 of the United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Parent Application or PCT Patent Number	Parent Filing Date (month/day/year)	Parent Patent Number (if applicable)
PCT/CN03/00290	04/21/03	

I hereby appoint all attorneys associated with:

Customer Number 23639

Attorney	Registration No.	Attorney	Registration No.
Hitesh Barot	51,433	David T. Burse	37,104
Michael J. Bolan	42,339	Gerald Chan	51,541
Fci-Fei Chao, Ph.D.	43,538	Antoinette F. Konski	34,202
Gary Lueck	50,791	Fabio E. Marino	43,339
Peter Chen-Cheng Mei	39,768	Scott R. Miller	32,278
Erin Ming	47,797	Bernard F. Rose	42,112
Robert Schroeder	25,373	Saina Shamilov	48,266
Stuart J. West	43,258	Sandra Thompson	46,264

all of the firm Bingham McCutchen LLP, Three Embarcadero Center, Suite 1800, San Francisco, CA 94111-4067, to prosecute this application and transact all matters in the United States Patent and Trademark Office connected therewith,

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Please direct all communications to:

Bingham McCutchen LLP
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title of 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-8 Signature: Ruixiang ZHANG

Date: 10/19/04Inventor: Ruixiang ZHANGCitizenship: China RZ

Residence and Post Office Address: P.O. Box 42, Shenyang University of Medicine
No. 103 Wenhua Road, Shenhc District
Shenyang, Liaoning 110016, P.R. China CHV

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Attorney's Docket No. _____	
SMALL ENTITY DECLARATION [37 CFR 1.9(c-f)]	
Each undersigned declares that:	
(1) <input checked="" type="checkbox"/> the application attached hereto,	
(2) <input type="checkbox"/> U.S. Application Serial No. _____ filed _____	
(3) <input type="checkbox"/> U.S. Patent No. _____ issued _____	
is entitled to the benefits of "small entity" status for paying reduced fees under 35 USC 41(a) and (b) to the Patent and Trademark Office by virtue of the following:	
(4) <input type="checkbox"/> Each undersigned declares that he/she qualifies as an independent inventor, or would qualify had he/she made the as defined in 37 CFR 1.9(c).	
(5) <input type="checkbox"/> The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below, that concern qualifies as a small business concern as defined in 37 CFR 1.9(d); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.9.	
(6) <input type="checkbox"/> The undersigned declares that he/she is an official empowered to act on behalf of the organization identified below, organization qualifies as a nonprofit organization as defined in:	
(a) <input type="checkbox"/> 37 CFR 1.9(e)(1).	
(b) <input type="checkbox"/> 37 CFR 1.9(e)(2).	
(c) <input type="checkbox"/> 37 CFR 1.9(e)(3).	
(d) <input type="checkbox"/> 37 CFR 1.9(e)(4). State law of _____	
that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.9.	
(7) Each person, concern or organization to which I/we have assigned, granted, conveyed or licensed, or am under an under contract or law to assign, grant, convey, or license any rights in the invention is listed below:	
(a) <input type="checkbox"/> no such person, concern or organization.	
(b) <input type="checkbox"/> persons, concerns or organization listed below	
[a separate declaration is required from each named person, concern or organization having rights to this invention averring to their status as "small entities."]	
Full Name	_____
Address	_____
<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization	
I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))	
I/we hereby declare all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.	
(8) <u>Ruixiang ZHANG</u>	<u>Ruixiang ZHANG</u> 10/19/04
Typed Name of Inventor	Signature Date

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		Typed Name of Inventor	Signature	Date
		Typed Name of Inventor	Signature	Date
		Typed Name of Inventor	Signature	Date
	(9)	Name of Small Business Concern or Nonprofit Organization		
		By		
		Typed Name	Signature	Date
		Title of Signatory		
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